

"An act to incorporate the Harbor Trust Company of Galveston."  
Read first time and referred to the Committee on State Affairs.

Senator Cole offered the following resolution, which was adopted:

WHEREAS, On the twenty-ninth day of May, 1871, there was some business transacted in the Senate with less than a quorum, therefore be it

*Resolved*, That the same be, and is hereby legalized.

Senator Ruby offered the following resolution, which was adopted:

WHEREAS, The official and other journals furnished this body by previous resolution were discontinued by resolution of the chairman of the Committee on Contingent Expenses, because of the absence of necessary postage stamps to send away the same; and

Whereas, said chairman of Committee on Contingent Expenses now issues a limited number of postage stamps to Senate members; therefore,

*Resolved*, That the papers heretofore discontinued be, and are hereby renewed.

On motion of Senator Flanagan the Senate at 11:45 o'clock A. M. adjourned to 10:30 o'clock A. M. Monday.

## TWENTY-SIXTH DAY.

SENATE CHAMBER,  
AUSTIN, TEXAS, Monday Oct. 16, 1871.

Senate met pursuant to adjournment. President Campbell presiding. Roll called. Quorum present.

Absent—Senators Fountain, Mills, Parsons and Pridgen.

Absent, excused—Senator Pickett.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

## REPORTS OF STANDING COMMITTEES.

Reports of Committee on State Affairs:

COMMITTEE ROOM.

Austin, Oct. 14, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 495, to be entitled "An act to amend 'an act to

incorporate the town of Longview, Upshur county,' approved May 14, 1871," have carefully considered the same, and instruct me to report it back and recommend its passage.

Respectfully,

S. W. FORD, Chairman.

COMMITTEE ROOM, {  
Austin, Oct. 14, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred House bill No. 704, entitled "An act to incorporate the Yorktown Fire Company No. 1, of the town of Yorktown, in the county of De Witt," have carefully considered the same, and instruct me to report it back and recommend its passage.

Respectfully,

S. W. FORD, Chairman.

Reports read and laid over under the rules.

## BILLS AND RESOLUTIONS.

By Senator Flanagan: a resolution (Senate joint resolution 45) Joint resolution requiring the Comptroller to turn over all papers and vouchers in his office pertaining to claims of the State of Texas for moneys paid out for frontier defense before the rebellion, and to furnish a statement of all moneys so paid to the Governor." Read first time and referred to the Committee on Finance.

Also, a bill, (Senate bill No. 501) to be entitled "An act making an appropriation for the relief of the Chicago sufferers." Read first time and referred to the Committee on Finance.

On motion of Senator Ruby, Senator Flanagan was added to the Committee on Finance.

## BILLS ON SECOND READING.

Senate bill No. 325, "An act defining the rights of hotel keepers, boarding houses." Read second time.

On motion of Senator Ruby, the report of the Judiciary Committee of April 11, 1871, recommending the indefinite postponement of the bill, was adopted and Senate bill No. 325 indefinitely postponed.

On motion of Senator Bowers, the rules were suspended to take from file House bill No. 812, "An act to incorporate the Colorado Fire Company No. 2, of the city of Austin." Read first time and passed to a second reading.

On motion of Senator Baker, the rules were further suspended and the bill read second time.

Senator Gaines moved to amend by striking out section six. Lost.

Bill passed to a third reading, and upon motion of Senator Pettit the rules were further suspended and House bill No. 812 read third time and passed by the following vote:

Yeas—Mr. President, Baker, Bowers, Dohoney, Douglas, Evans, Flanagan, Ford, Gaines, Hall, Hertzberg, Hillebrand, Latimer, Pettit, Pyle, Rawson, Ruby, Saylor, Shannon, Tendick—20.

Nays—None.

On motion of Senator Hillebrand, the rules were suspended to take from file House bill No. 704, "An act to incorporate the Yorktown Fire Company No. 1, of the town of Yorktown, in the county of De Witt." Read second time and passed to a third reading.

On motion of Senator Baker, the rules were further suspended and House bill No. 704 read third time and passed.

House bill No. 819, "An act to amend 'an act prescribing the times of holding the courts in the several judicial districts in the State,' approved August 18, 1870." was taken from file and referred to the Committee on State Affairs.

### BILLS ON A SECOND READING.

House bill No. 706, "An act for the relief of Pedro Hernandez." Read second time, and on motion of Senator Broughton referred to the Committee on Public Lands.

Senate bill No. 326, "An act making it a penal offense for persons leaving hotels without settling their bills." Read second time, and on motion of Senator Flanagan indefinitely postponed.

Senate joint resolution No. 21, "Joint resolution authorizing the Governor to dispatch the Secretary of State, James P. Newcomb, to the North on business in connection with the Frontier Defense Bonds and Agricultural Land Scrip, and making an appropriation therefor, and authorizing the Governor to have the plates of the Frontier Defense Bonds cancelled if not delivered up by the National Bank Note Company." Read second time, and on motion of Senator Flanagan recommitted to the Committee on Finance.

Senate joint resolution No. 19, "Joint resolution authorizing and requiring the Commissioner of the General Land Office to issue sixteen sections, of six hundred and forty acres of land certificates, for each lineal mile, in accordance with section eleven of "An act entitled 'an act to incorporate the Columbus Tap Railroad Company.'" Read second time, and on motion of Senator Tendick recommitted to the Committee on Public Lands.

On motion of Senator Saylor the rules were suspended to take from file Senate bill No. 362, "An act to incorporate the Young Men's Real Estate, Building and Joint Stock Association of the town of Bryan." Read second time, ordered engrossed and passed to a third reading.

On motion of Senator Saylor, the rules were further suspended, and Senate bill No. 362 read the third time and passed.

On motion of Senator Ford, the rules were suspended to take from file Senate bill No. 395, "An act supplementary to, and amendatory of 'an act to provide for the registration of voters,' approved July 11, 1870." Read second time.

On motion of Senator Ford, the bill was made the special order for Wednesday, at 11 o'clock, A. M., and from day to day thereafter until disposed of, and one hundred copies of the bill were ordered printed for the use of the Senate.

Senate joint resolution No. 29, "Joint resolution for the relief of Gen. Juan N. Cortina, and authorizing the Governor to issue a full pardon in his case," was taken up, read a second time, and on motion of Senator Baker, was indefinitely postponed.

On motion of Senator Flanagan, the rules were suspended to take from file Senate bill No. 478, "An act to authorize the Commissioner of the General Land Office to appoint an assistant photographer, and making an appropriation therefor."

Read second time.

Senator Flanagan moved that the bill be engrossed.

Yeas and nays called for and motion to engross lost by the following vote:

Yeas—Mr. President, Douglas, Evans, Flanagan, Hertzberg, Hillebrand, Pettit, Ruby, Tendick—9.

Nays—Bowers, Broughton, Cole, Dohoney, Ford, Gaines, Hall, Latimer, Mills, Pyle, Rawson, Shannon—12.

## MESSAGES.

Under direction of the President, the Secretary returned to the House, House bill No. 731, "An act to amend section one of an act entitled 'an act to encourage stockraising and for the protection of stockraisers,' approved May 22, 1871," with information that the Senate had passed the same without amendment; and transmitting for concurrence Senate bills as follows:

Senate bill No. 203, "An act to repeal so much of an act entitled 'an act to authorize and require the Clerks of the District Courts of Titus, Travis and San Augustine counties to apportion the causes on the dockets of said courts as relates in any manner to

Travis county;" Senate bill No. 487, "An act authorizing S. A. Cook to erect and keep a toll bridge across Mineral bayou, in Grayson county;" Senate bill No. 498, "An act amending 'an act prescribing the times of holding the district courts in the several judicial districts in the State,' approved August 10, 1870;" Substitute Senate bill No. 496, "An act supplemental to 'an act in relation to the location, survey and return of genuine land certificates,' passed April 25, 1871."

Also, transmitting for signature of the Speaker, enrolled Senate bill No. 486, "An act making an appropriation to defray the contingent and printing expenses of the Twelfth Legislature."

Enrolled Senate bill No. 486 signed by the Speaker, returned to the Senate and signed by the President in open session.

Message from the House by the Chief Clerk, transmitting for signature of the President the following enrolled House bills:

House bill No. 638, "An act to incorporate the Texas Stock-raising Company;" House bill No. 393, "An act to amend section two of an act entitled 'An act defining lawful enclosures and for other purposes,' approved March 16, 1840;" House bill No. 173, "An act to incorporate the Indianola Colored Benevolent Society;" House bill No. 196, "An act to incorporate the officers and members of the Fort Worth Masonic Institute No. 148, A. F. and A. M. Masons, at Fort Worth, Tarrant county, Texas;" House bill No. 531, "An act for the relief of George Cox."

Enrolled House bills signed by the President in open session, and returned to the House.

The Secretary proceeded to the House with House bill No. 28, "An act to amend an act entitled 'an act to adopt and establish a penal code for the State of Texas,' approved August 25, A. D. 1856," and information that the Senate had passed the same with amendments.

And, without amendments, House bills as follows: House bill No. 29, "An act to amend an act entitled 'an act to establish a penal code for the State of Texas;'" House bill No. 132, "An act amendatory of an act, approved October 1, 1866, entitled 'an act granting to James L. Tarver the privilege of constructing a ferry across Big Cypress;'" House bill No. 133, "An act to authorize Jno. R. Strickland and Douglas Pucket to establish a ferry across Big Cypress Creek."

Senate bill No. 141, "An act act to be entitled 'an act supplementary to an act prescribing the powers and duties of clerks of the district courts, approved August 12, 1870,'" was taken up, read second time, and on motion of Senator Dohoney, laid on the table.

Senate bill No. 133, "An act for the relief of the heirs of Orlando

Forrest," was taken from file, read second time and on motion of Senator Pettit was indefinitely postponed.

Senate bill No. 269, "An act to establish a responsible maximum rate of charges for transportation of passengers on the different railroads in this State. Read second time.

Senator Ruby moved to amend by striking out the words "or which may hereafter be enacted by" in section one. Lost.

Senator Broughton moved to amend by striking out the word "responsible" in the caption of the bill. Adopted.

Senator Dohoney moved to strike out the word "July" in section two and "insert January" in lieu thereof. Adopted.

Senate bill No. 269 ordered engrossed and passed to a third reading as amended.

On motion of Senator Saylor, the rules were further suspended and Senate bill No. 269 read third time and passed.

Report of Committee on Engrossed Bills:

COMMITTEE ROOM,  
AUSTIN, Oct. 16, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Engrossed Bills have examined and find correctly engrossed Substitute Senate bill No. 496, "An act supplemental to 'an act in relation to the location, survey and return of genuine land certificates,' passed April 25, 1871."

G. T. RUBY,  
E. L. DOHONEY.

Report read and received.

On motion of Senator Cole the rules were suspended to take from file House bill No. 726, "An act to authorize Howard Keys and his associates to construct a toll bridge across Lake Fork of Sabine river." Read second time and passed to a third reading.

On motion of Senator Cole the rules were further suspended and House bill No. 726 read third time and passed.

#### BILLS ON SECOND READING RESUMED.

Senate bill No. 103, "An act for the relief of the heirs of W. J. Cowan, deceased." Read second time.

Senator Pettit moved that Senate bill No. 103 be engrossed.

Yeas and nays called for, and motion to engross lost by the following vote:

Yeas—Mr. President, Cole, Ford, Pettit, Pyle, Ruby—6.

Nays—Baker, Bell, Bowers, Broughton, Dohoney, Douglas, Evans, Flanagan, Gaines, Hall, Hertzberg, Hillebrand, Mills, Rawson, Shannon—15.

On motion of Senator Flanagan the Senate, at 12:10 o'clock P. M., adjourned to 10:30 o'clock A. M. to-morrow.

# TWENTY-SEVENTH DAY.

SENATE CHAMBER,  
AUSTIN, TEXAS, Tuesday, Oct. 17, 1871. }

Senate met pursuant to adjournment. President Campbell presiding. Roll called. Quorum present.

Absent—Senators Broughton, Flanagan, Fountain, Parsons, Pridgen and Saylor.

Absent, excused—Senator Pickett.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

## REPORTS OF STANDING COMMITTEES.

Report of Committee on Contingent Expenses :

COMMITTEE ROOM,  
Austin, Oct. 16, 1871. }

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Contingent Expenses have had under consideration the following accounts, to-wit :

Account of Enoch L. James for .....	\$120 00
do. J. G. Tracy (date Sept. 18, 1871) for.....	218 00
do. J. G. Tracy (date Sept. 18, 1871) for ....	362 10

and finding the same correct, recommend that the Senate do allow the same.

Respectfully,

J. S. MILLS, Chairman.

Report read.

On motion of Senator Gaines, the rules were suspended to consider the report; and upon further motion, the report was adopted, and the several accounts allowed.

Report of Committee on Engrossed Bills :

COMMITTEE ROOM,  
Austin, Oct. 17, 1871. }

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Engrossed bills have examined and find correctly engrossed the following Senate bills : Senate bill No. 362, "An act to incorporate the Young Men's Real Estate,